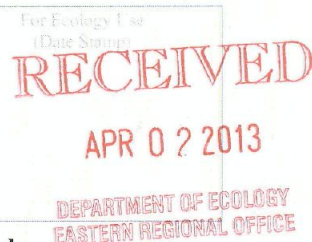




Application for Change/Transfer of Water Right



For filing with the Department of Ecology or with County Conservancy Boards

**A NON-REFUNDABLE MINIMUM FEE OF \$50.00 MUST ACCOMPANY THIS APPLICATION
IF FILED WITH THE DEPARTMENT OF ECOLOGY**

(Check all that apply.)

- ☐ Change purpose(s) of use
☐ Add purpose(s) of use
☐ Change point(s) of diversion/withdrawal
☒ Add point(s) of diversion/withdrawal
☒ Change/transfer place of use
☐ Other (i.e. consolidation, intertie, trust water)

Explain: _____

****IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL
SHEETS (PLEASE PRINT OR TYPE CLEARLY)****

FOR OFFICIAL USE ONLY

DATE APPLICATION RECEIVED _____
CHECK NO. _____ FEE \$ _____
DATE ACCEPTED _____ BY _____
CHANGE NO. C63-26807C
COUNTY Spokane WRIA 56
SPECIAL AREA _____
SEPA: ☒ EXEMPT ☐ NOT EXEMPT
ECY CODING: 001-002-WR10285-000011
APP NO. _____ PERMIT NO. _____
CERT NO. 63-26807C CERT OF CHG NO. _____

☐ I have participated in a pre-application conference with Ecology.

1. Applicant Information

| | | |
|---|---------------------------|-------------------------|
| APPLICANT/BUSINESS NAME Freeman School District #358 | PHONE NO. 509-291-3695 | FAX NO. 509-291-3636 |
| ADDRESS 15001 South Jackson Road | | |
| CITY Rockford | STATE WA | ZIP CODE 99030 |
| EMAIL ADDRESS (IF AVAILABLE) | | |

| | | |
|--|---------------------------|-------------------------|
| CONTACT (IF DIFFERENT FROM ABOVE) Randy Russell | PHONE NO. 509-291-3695 | FAX NO. 509-291-3636 |
| ADDRESS 15001 South Jackson Road | | |
| CITY Rockford | STATE WA | ZIP CODE 99030 |
| EMAIL ADDRESS (IF AVAILABLE) RRussell@freemansd.org | | |

| | | |
|---|---------------------------|-------------------------|
| LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE Freeman School District #358 | PHONE NO. 509-291-3695 | FAX NO. 509-291-3636 |
| ADDRESS 15001 South Jackson Road | | |
| CITY Rockford | STATE WA | ZIP CODE 99030 |
| EMAIL ADDRESS (IF AVAILABLE) | | |

2. Water Right Information

| | |
|--|--|
| WATER RIGHT OR CLAIM NUMBER G3-26807C | RECORDED NAME(S) Freeman School District #358 |
| DO YOU OWN THE RIGHT TO BE CHANGED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | |
| IF NO, PROVIDE OWNER(S) NAME and ADDRESS: _____ | |
| HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | |

*Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established.
Also, if you have a water system plan or conservation plan, please include a copy with your application.*

3. Point(s) of Diversion/Withdrawal:

A. Existing

| SOURCE | NO. | ¼ | ¼ | SEC. | TWP. | RGE. | PARCEL # | WELL TAG # |
|--------|-----|----|----|------|------|------|------------|------------|
| Well | | SW | NW | 1 | 23N | 44E | 43012.0836 | ACH757 |
| | | | | | | | | |

B. Proposed

| SOURCE | NO. | ¼ | ¼ | SEC. | TWP. | RGE. | PARCEL # | WELL TAG # |
|--------|-----|----|----|------|------|------|------------|------------|
| Well | | NE | NE | 2 | 23N | 44E | 43021.9027 | |
| | | | | | | | | |

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING: ☒ YES ☐ NO PROPOSED: ☒ YES ☐ NO - IF NO, PROVIDE OWNER(S) NAME: _____

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

4. Purpose of Use:

A. Existing

| PURPOSE OF USE | GPM or CFS | ACRE-FT/YR | PERIOD OF USE |
|---|------------|------------|----------------------|
| Non-agricultural irrigation of 10 acres | 55 | 39 | April 1 to October 1 |
| Domestic Supply | 55 | 49 | Year round |
| | | | |

B. Proposed

| PURPOSE OF USE | GPM or CFS | ACRE-FT/YR | PERIOD OF USE |
|---|------------|------------|----------------------|
| Non-agricultural irrigation of 10 acres | 55 | 39 | April 1 to October 1 |
| Domestic Supply | 55 | 49 | Year round |
| | | | |

5. Place of Use:

A. Existing

| | | | | | | | |
|---|----|------|------|------|---------|------------|------------|
| LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED: | | | | | | | |
| E ½ of Gov't lot 1 and N ½, SE ¼, NE ¼ of Section 2, T23N, R44E.W.M. and Lots 1-6, Block 8 and Lots 1-6, Block 9, First Addition to Freeman | | | | | | | |
| | | | | | | | |
| ¼ | ¼ | SEC. | TWP. | RGE. | COUNTY | PARCEL # | # OF ACRES |
| SW | NW | 1 | 23N | 44E | Spokane | 43012.0836 | 34.39 |
| DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | | | | | | | |
| IF NO, PROVIDE OWNER(S) NAME: _____ | | | | | | | |

B. Proposed

| | | | | | | | |
|--|----|------|------|------|---------|------------|------------|
| LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED: | | | | | | | |
| See attached Legal Description | | | | | | | |
| | | | | | | | |
| ¼ | ¼ | SEC. | TWP. | RGE. | COUNTY | PARCEL # | # OF ACRES |
| NE | NE | 2 | 23N | 44E | Spokane | 43021.9027 | 14.40 |
| DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | | | | | | | |
| IF NO, PROVIDE OWNER(S) NAME: _____ | | | | | | | |

Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application. If platted property, please include a certified copy of the plat map.

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER?
☒ ES ☐ NO - IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S): See attached Water Right Claims (four total)

6. Remarks and Other Relevant Information:

FSD is requesting priority processing as outlined in the accompanying letter to the Washington State DOH from GeoEngineers, Inc. dated March 19, 2013.

IF FOR SEASONAL OR TEMPORARY, START DATE ____/____/____ END DATE ____/____/____

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request. For further information, contact: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477. Phone (360) 570-3265.

7. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I hereby grant staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in preparing this above application, I understand that all responsibility for the accuracy of the information rests with me.

RANDY RUSSELL-SUP'T.
Applicant Printed Name - Title

Randy Russell
Applicant Signature

____/____/____
(Date)

* RANDY RUSSELL
Water Right Holder Printed Name

Randy Russell
Water Right Holder Signature

____/____/____
(Date)

* RANDY RUSSELL
Land Owner of Existing Place of Use Printed Name

Randy Russell
Land Owner of Existing Place of Use Signature

____/____/____
(Date)

* RANDY RUSSELL
Land Owner of Proposed Place of Use Printed Name

Randy Russell
Land Owner of Proposed Place of Use Signature

____/____/____
(Date)

* FOR FREEMAN SCHOOL DISTRICT

Please check the region in which the project is located:

| | | |
|--|---|--|
| *Submit your application to: DEPARTMENT OF ECOLOGY CASHIERING SECTION PO BOX 47611 OLYMPIA, WA 98504-7611 | <input type="checkbox"/> Central Regional Office 15 W Yakima Avenue, Suite 200 Yakima, WA 98902 (509) 575-2490 | <input checked="" type="checkbox"/> Eastern Regional Office 4601 N. Monroe Street Spokane, WA 99205-1295 (509) 329-3400 |
| | <input type="checkbox"/> Northwest Regional Office 3190 - 160 th Avenue SE Bellevue, WA 98008-5452 (425) 649-7000 | <input type="checkbox"/> Southwest Regional Office PO Box 47775 Olympia, WA 98504-7775 (360) 407-6300 |

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- | | |
|---|---|
| <input type="checkbox"/> APPLICATION FEE NOT ENCLOSED | <input type="checkbox"/> MAP NOT INCLUDED or INCOMPLETE |
| <input type="checkbox"/> ADDITIONAL SIGNATURES REQUIRED | <input type="checkbox"/> SECTION _____ IS INCOMPLETE |
| <input type="checkbox"/> OTHER/EXPLANATION: _____ | |

STAFF: _____ DATE: ____/____/____

Attachments:
Legal Description
Water Right Claims (four)
Figure 1. Water Right Map for G3-26807C

LEGAL DESCRIPTION

For Freeman School District

Part of Blocks 5, 6, 7 and 8, First Addition to Freeman
Blocks 1 and 2 Second Addition to Freeman
Part of Block 2, Town of Freeman
Part of Government Lot 4
Section 1, Township 23 North, Range 44 East
Part of Government Lot 1
Block 3 Second Addition to Freeman
Section 2, Township 23 North, Range 44 East
Freeman, Washington
March 13, 2013

All of Blocks 5, 6, 7 and 8 of the First Addition to Freeman as recorded in Volume E, page 17 in the Spokane County Auditor's Office, Blocks 1 and 2 of the Second Addition to Freeman as recorded in Volume P, page 27 in said Auditor's Office:

EXCEPT Lots 1, 2, 3, 4, and 5 of said Block 5, the north half of the platted alley in said Block adjoining said lots and the right-of-way for Secondary State Highway 27.

TOGETHER WITH that part of Freeman Avenue as vacated by Resolution number 910279, dated September 24, 1991, by the Board of County Commissioners of Spokane County, Washington.

TOGETHER WITH that part of Government Lot 4, Section 1, T23N, R44E, bounded by Secondary State Highway 27 on the northeast (as it exists August 17, 2010), Freeman Avenue (now vacated) on the southwest and Jackson Road on the west.

TOGETHER WITH the unnamed lot being northwesterly of Holly Street and northeasterly of Howard Street in the Second Addition to Freeman as recorded in Volume P, page 27 in the Spokane County Auditor's Office.

TOGETHER WITH Lot 7, Block 2 of the Town of Freeman as recorded in Volume D, page 80 in said Auditor's Office.

TOGETHER WITH the those parts of the following streets and alleys as vacated by Resolution number 4-0771, dated September 7, 2004, by the Board of County Commissioners of Spokane County, Washington, being described as:

All of Prospect Avenue from Jackson Street to Holly Street; all of the platted alley north of said unnamed lot being northwesterly of Holly Street and northeasterly of Howard Street; all of Holly Street from Prospect Avenue to the south line of said right-of-way for Secondary State Highway 27 (as it exists August 17, 2010); all of 1st Street from Prospect Avenue to an easterly projection of the north line of the south half of the platted alley in Block 5 of said First Addition to Freeman; all of Howard Avenue from Holly Street to the southeast right-of-way line of 2nd street; all of 1st Avenue from Howard Avenue to Prospect Avenue; all of 2nd Street from Howard Avenue to the southerly line of the Town of Freeman as recorded in Volume D, page 80 in the Spokane County Auditor's Office; all of the platted alley northerly of said Block 1; all of the platted alley northerly of said Block 2.

TOGETHER WITH that part of the Southwest Quarter of the Northwest Quarter of Section 1, T23N, R44E bounded on the north by said Second Addition to Freeman and said Town of Freeman, bounded on the east by the west line of the east 200 feet of said Southwest Quarter of the Northwest

Quarter, bounded on the south by the south line of said Southwest Quarter of the Northwest Quarter and bounded on the west by the easterly line of Blocks 6 and 7 of said Second Addition to Freeman and the northerly prolongation of said easterly line (to it's terminus with the south line of said Second Addition to Freeman).

TOGETHER WITH Block 4 of said Second Addition to Freeman, the westerly half of vacated Grubb Street and the platted alley in said Block 4.

TOGETHER WITH that part of a 262.5 foot wide railroad right-of-way, now abandoned, bounded on the south by the north line of Blocks 5 and 6 of said Second Addition to Freeman, bounded on the east by the northerly prolongation of easterly line of said Block 6, bounded on the north by the south line of Block 4 of said Second Addition to Freeman and the easterly extension of said south line, and bounded on the west by the east right-of-way line of Jackson Road (as it exists August 17, 2010).

TOGETHER WITH those parts of the following streets and alleys as vacated by Resolution number 9-0724, dated August 4, 2009, by the Board of County Commissioners of Spokane County, Washington, being described as:

All of Howard Avenue from Jackson Road to Holly Street; all of Holly Street from Howard Avenue to Prospect Avenue; and Prospect Avenue from the westerly right of way line of Holly Street to the westerly line of the east half of vacated 1st Street.

EXCEPT those portions of Lot 12, Block 5 and Lot 1, Block 8 of the First Addition to Freeman as recorded in Volume E, Page 17 in the Spokane County Auditor together with portions of the vacated rights of way of First Street as vacated by Resolution number 4-0771 dated September 7, 2004 and Prospect Avenue as vacated by Resolution number 9-0724, dated August 4, 2009, being described as:

Said property to be inscribed by a 50 foot radius circle which center is located, 39.88 feet northwesterly of the northwest corner of Lot 6, Block 3 of the Town of Freeman measured parallel to Prospect Avenue, and 30 feet northeasterly measured perpendicular to the southwesterly right of way line of Prospect Avenue, said property containing 5,639 square feet, mol.

EXCEPT the right-of-way for Jackson Road (as it exists August 17, 2010).

TOGETHER WITH portions of Government Lot 1, Section 2, T23N, R44E, all of Block 3 of the Second Addition to Freeman and the northerly 200 feet of the 250 foot wide railroad right-of-way, now abandoned, said property being described as follows:

Beginning at the Northeast corner of Section 2, T23N, R44E, thence N 88°15'44" W along the north section line of Section 2 for a distance of 469.02 feet, thence S 00°52'18" W to the true point of beginning, thence N 89°06'13" W for a distance of 221.00 feet, thence S 00°52'18" W for a distance of 1283.26 feet, thence S 26°15'17" W for a distance of 50.00 feet, thence S 63°44'43" E for a distance of 767.90' to the westerly right-of-way line of Jackson Road, thence N 00°05'33" W along said right-of-way line for a distance of 733.17 feet, thence continuing along said right-of-way line N 00°52'18" E for a distance of 946.97 feet to the southwesterly right-of-way line of State Highway 27, thence along said right-of-way line through a curve with a 1968.00' radius for a distance of 195.12', the center of said curve bearing N 46°28'18" E, thence S 62°19'11" W for a distance of 352.48 feet to the true point of beginning, said property containing 23.64 acres.